

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

OLIVIA Y., et al.

PLAINTIFFS

v.

CIVIL ACTION NO. 3:04CV251LN

HALEY BARBOUR, as Governor of the State of Mississippi, et al.

DEFENDANTS

**JOINT MOTION TO PLACE EXHIBIT 5 TO JOINT MOTION FOR PRELIMINARY  
APPROVAL OF SETTLEMENT AGREEMENT UNDER SEAL**

The parties respectfully move this Court pursuant to Uniform Local Rule 83.6 to place Exhibit 5 to their Joint Motion for Preliminary Approval of Settlement Agreement, Docket No. 438 filed November 8, 2007, UNDER SEAL as it reveals confidential individually-identifying information about the minor named Plaintiffs of the type covered by this Court's Confidentiality Order dated August 5, 2004, a copy of which is attached hereto as Exhibit A.

Paragraph 2 of the Confidentiality Order states:

Any individually-identifying information ... regarding any plaintiff child, such child's family members, foster family members, and persons included in any case files as the source of information concerning the child – including but not limited to these persons' names, addresses, telephone numbers, social security numbers, dates of birth, and other individual information likely to enable a reasonable member of the general public to ascertain their identities – is hereby designated to be confidential.

Exhibit 5 reveals individually-identifying information concerning the minor named Plaintiffs and persons included in their case files. Such confidential information is protected by the Court's Confidentiality Order. Further, a redacted version of Exhibit 5 has been filed in the public domain as Exhibit B to Plaintiffs' Memorandum in Support of Plaintiffs' Motion for Final

Approval of Mississippi Settlement Agreement and Reform Plan, filed December 20, 2007, Docket No. 451. Accordingly, the parties request that the Court place Exhibit 5 under seal. A proposed order is attached.

Respectfully submitted, this 21st day of December, 2007.

/s Eric Thompson

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 21, 2007, I electronically filed the foregoing Joint Motion to Place Exhibit 5 to Joint Motion for Preliminary Approval of Settlement Agreement Under Seal with the Court using the ECF system, which sent notification of such filing to the following:

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